IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

W.P. NO.2541/2004

PETITIONERS : 1. Smt. Madhuri Tirkey W/o. Shri Rajesh Karihar, aged about 32 years, Rural Agriculture Extension Officer, Mungeli. R/o Village Hirrimines, Qr. No. 11 J 100 Unit, Distt. Bilaspur [C.G.].

2. Bhanupratap Koshley, S/o. Shri Jhumuk Lal, aged about 41 years, Rural Agriculture Extension Officer, R/o. Mungeli, Distt. Bilaspur [C.G.]

3. O.K. Koshley S/o. Raghavram Koshley, aged about 48 years, Rural Agriculture Extension Officer, Mungeli, R/o. Mungeli, Distt. Bilaspur [C.G.].

VERSUS

RESPONDENTS : 1. State of Chhattisgarh Through : Secretary, Agriculture Department, D.K.S. Bhawan, Raipur [C.G.]

2. Deputy Director, Agriculture, Bilaspur [C.G.]

PETITION UNDER ARTICLE 226/227 OF CONSTITUTION OF INDIA.

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(32)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

W.P.No. 2541/2004

मामला क्रमांक ..... सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

13-9-2004

Shri J.K. Shastri, Advocate for the petitioners.

Shri U.N.S. Deo, Govt. Advocate for the State.

Heard.

Learned counsel for the petitioners submits that the matter relates to transfer. Counsel further submits that so far as petitioners no. 2 and 3 are concerned, their case is distinguishable from petitioner no. 1. He further submits that so far as petitioners No. 2 and 3 are concerned, he wants to withdraw the petition with liberty to file afresh.

So far as the petitioners no. 2 and 3 are concerned, their petition is dismissed as withdrawn with liberty

So far as petitioner no. 1 is concerned, Shri Shastri submits that she has been transferred on her own request. He further submits that she has never opted for voluntary transfer. He further submits that for the present the petitioner No. 1 may be given an opportunity of filing the detailed representation before the competent authority of the respondents, which shall be considered on its own merits in accordance with law.

Having considered and without expressing any opinion on the merits of the case, in the opinion of this Court, ends of justice will be served if a direction is given to the petitioner No. 1 to make a detailed representation raising her grievances before the competent authority of the respondents along with a copy of the petition and this order, within 10 days, and on such representation being filed, the competent authority of the respondents shall decide the same on its own merits in accordance with law as early as

[पीठ देखिये

(33)

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

W.P. No. 2541/2004

मामला क्रमांक ..... सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित —2—	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

possible preferably within six weeks from the date of receipt of the representation. It is further directed that till the representation submitted by the petitioner no. 1 is decided, she be allowed to continue.

It is made clear that if any grievance still remains, the petitioner may avail the remedy available under the law.

With the aforesaid observations, this petition stands disposed of at this stage.

M.W.P. No. 2255/2004 and I.A. No. 5730/2004 also stand disposed of.

Certified copy as per rules.

Sd/-
Fakhruddin
Judge

Pathak/-